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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/780,323	02/17/2004	David Szymanski	INDI 200002US01	1107
27885	7590	10/28/2011		
FAY SHARPE LLP 1228 Euclid Avenue, 5th Floor The Halle Building Cleveland, OH 44115			EXAMINER DENTER, CLARK F	
			ART UNIT	PAPER NUMBER
			3724	
			MAIL DATE	DELIVERY MODE
			10/28/2011 PAPER	

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10/780,323	17 February 2004	SZYMANSKI, DAVID	INDI 200002US01

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EXAMINER

CLARK F. DEXTER

ART UNIT	PAPER
3724	013-A

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

This communication addresses the Patent Appeal Center Return form mailed on October 18, 2011.

Regarding item 1 directed to "Grounds of Rejection not consistent with the last office action," it is respectfully submitted that the grounds of rejection are consistent with those made in the last Office action, specifically, the Final rejection mailed on September 10, 2010, with the following exceptions (already described in the Examiner's Answer mailed October 11, 2011):

- (a). the rejections under 35 USC 112, 2nd paragraph in paragraph 3 of the subject Final rejection to claim 1, line 4, claim 15, line 4, claim 18, line 3, and claim 19, line 4 have been withdrawn as described in item "a" under the section entitled "Withdrawn Rejections" on page 4 of the subject Examiner's Answer;
- (b). the rejection under 35 USC 103 in paragraph 5 of the subject Final rejection over Wright has been withdrawn as generally communicated in item "b" under the section entitled "Withdrawn Rejections" on page 4 of the subject Examiner's Answer;
- (c). the rejections under 35 USC 103 in paragraphs 7 and 8 of the subject Final rejection have been modified to eliminate the rejections based on Wright as generally communicated in item "b" under the section entitled "Withdrawn Rejections" on page 4 of the subject Examiner's Answer; and
- (d). a new ground of rejection under 35 USC 103 has been added as generally communicated under the section entitled "New Ground(s) of Rejection" on page 4 and as set forth in detail on pages 17-18 of the subject Examiner's Answer.

Regarding item 2 directed to a missing reference, a form PTO-892 is attached hereto with a listing of the newly cited reference to Hawk Precision Components relied upon in the new ground of rejection set forth on page 17 of the subject Examiner's Answer. A copy of this reference is already in the file as it was provided/mailed with the subject Examiner's Answer.

Attachment: Notice of References Cited (PTO-892)

/CLARK F DEXTER/
Primary Examiner, Art Unit 3724